

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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UNITED STATES OF AMERICA,

Plaintiff,

v.

JAMES W. MAASS,

Defendant.

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ORDER

99-CR-0023-C-01

Defendant James W. Maass has filed a motion for reconsideration of the order entered on August 3, 2004, denying his motion for pre-detention custody credit. Defendant contends that I erred in relying on information from the probation office that the state had given him credit for 316 days. As he explains, he did receive credit for 316 days but this credit had nothing to do with the 131 days of credit he should have received from the Bureau of Prisons on his federal sentence.

Although I have some question whether defendant has a remedy even if he is correct about his sentence computation, I will order the United States Attorney to respond to defendant's motion for reconsideration.

ORDER

IT IS ORDERED that plaintiff may have until September 24, 2004, in which to file and serve a response to defendant' motion for reconsideration. Defendant may have until October 15, 2004, in which to serve and file a reply.

Entered this 3rd day of September, 2004.

BY THE COURT:

BARBARA B. CRABB  
District Judge